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**OFFICE OF PETITIONS**

In re Application of :  
John I. Shipp :  
Application No. 10/709,297 :  
Filed: April 27, 2004 :  
Attorney Docket No. H-US-01160 (203-6224) :

DECISION ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed May 22, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Restriction Requirement/Election, mailed August 31, 2007, which set a shortened statutory period for reply of one (1) month or thirty (30) days (whichever is later). No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on October 1, 2007.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a response and amendment, (2) the petition fee of \$1540, and (3) a proper statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to Denise Williams at (571) 272-8930.

This application is being referred to Technology Center AU 3734 for appropriate action by the Examiner in the normal course of business on the reply received.

  
Brian Brown  
Petitions Examiner  
Office of Petitions